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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
JORGE ESTRADA,)
)
Defendant.)

No. CR 06-0375 SI

STIPULATION AND [PROPOSED]
ORDER CONTINUING BRIEFING
SCHEDULE AND MOTION HEARING

Date: December 1, 2006
Time: 11:00 a.m.

The parties hereby stipulate as follows:

1. Defendant has filed a motion to suppress, which is currently scheduled for hearing on December 1, 2006, at 11:00 a.m.

2. The government's opposition to the motion is currently due on November 17.

3. Last Thursday, government counsel learned that one of the three federal agents present during the events at issue in the motion is currently in Thailand and will not return to work in the United States until November 20 or 21.

4. To enable government counsel to speak with this currently absent agent before preparing the government's opposition to the pending motion, the parties respectfully request that

STIPULATION AND [PROPOSED] ORDER CONTINUING BRIEFING SCHEDULE
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the Court extend the briefing schedule and hearing date on the motion as follows:

Government's Opposition to Motion: December 1, 2006

Defendant's Reply on Motion: December 8, 2006

Motion Hearing: December 15, 2006, at 11:00 a.m., or at such
other time convenient for the Court

5. Defendant is currently serving a 24-month sentence on a supervised-release violation in a related case. As defendant is in custody serving this sentence, he will not be prejudiced by a delay in these proceedings.

IT IS SO STIPULATED.

DATED: November 13, 2006

/s/
ANDREW P. CAPUTO
Assistant United States Attorney

DATED: November 13, 2006


/s/
ELIZABETH M. FALK
Assistant Federal Public Defender

[PROPOSED] ORDER

For good cause shown, the briefing schedule and hearing on defendant's motion to suppress are hereby continued as stated in the parties' stipulation. The hearing on the motion will be held on December 15, 2006, at 11:00 a.m.

IT IS SO ORDERED.

DATED: _____


THE HONORABLE SUSAN ILLSTON
UNITED STATES DISTRICT JUDGE